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#8/A 2763  
5/15/02 Patent  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Jeff Nordstrom et al.

Serial No.: 09/754,014

Filed: January 3, 2001

For: GENE EXPRESSION AND DELIVERY  
SYSTEMS AND USES

Group Art Unit: 2763

Examiner: Nguyen, Quang

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AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I. RESTRICTION REQUIREMENT

On March 22, 2002, a restriction requirement was mailed requiring election of one of three groups of invention. Applicants hereby elect to prosecute Group 1, without traverse. Applicants hereby cancel claims 17-44 without prejudice. Amendments to the claims in Group 1 are also respectfully submitted along with new claims 45-49. The amendments and the new claims are believed to be within the scope of the elected subject matter, which according to the Office Action was "drawn to a plasmid for expression of recombinant eukaryotic genes that comprises transcription units, wherein the transcriptional units comprise a synthetic intron located between a transcriptional control sequence and a coding sequence."

CERTIFICATE OF MAILING  
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

April 22, 2002  
Date of Deposit  
LA-234197.1

Miyabi Grace  
Name of Person Mailing Paper

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